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10
11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 In re Groupon Marketing and Sales) No. 3:11-md-02238-DMS-RBB
14 Practices Litigation)
15 _____ DECLARATION OF THOMAS R.
16 MERRICK IN SUPPORT OF PLAINTIFFS'
17 OPPOSITION TO OBJECTOR PRIDHAM'S
18 MOTION FOR ATTORNEYS' FEES AND
19 COSTS
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1 I, Thomas R. Merrick, hereby declare as follows:

2 1. I am an attorney duly licensed to practice before all of the courts of the State of
3 California. I am a member of the law firm of Robbins Geller Rudman & Dowd LLP, Class Counsel
4 for Plaintiffs and Class Members in the above-entitled Action. I have personal knowledge of the
5 matters stated herein and, if called upon, I could and would competently testify thereto. I submit this
6 declaration in support of Plaintiffs' Opposition to Objector Pridham's Motion for Attorneys' Fees
7 and Costs ("Motion").

8 2. Attached hereto as Exhibit A is a true and correct copy of the Final Approval Hearing
9 Transcript, dated September 7, 2012.

10 3. On November 20, 2012, I sent an email to Mr. Grenville Pridham, counsel for
11 Ms. Pridham, asking that he withdraw her Motion as premature until after the Court had ruled on
12 Final Approval. To date, I have not received a response.

13 I declare under penalty of perjury under the laws of the United States of America that the
14 foregoing is true and correct. Executed this 30th day of November, 2012, at San Diego, California.
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17 THOMAS R. MERRICK
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1 CERTIFICATE OF SERVICE

2 I hereby certify that on November 30, 2012, I authorized the electronic filing of the foregoing
3 with the Clerk of the Court using the CM/ECF system which will send notification of such filing to
4 the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I
5 caused to be mailed the foregoing document or paper via the United States Postal Service to the non-
6 CM/ECF participants indicated on the attached Manual Notice List.

7 I certify under penalty of perjury under the laws of the United States of America that the
8 foregoing is true and correct. Executed on November 30, 2012.

9 _____
10 s/ John J. Stoia, Jr.
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